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Attorneys for Defendants
 Wells Fargo Advisors, LLC, Wells Fargo Advisors
 Financial Network, LLC, Wells Fargo Securities, LLC,
 and Wells Fargo & Company

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

THEODORE KAGAN, JAMES
 AVEN, FRANCES LEVY, ELAINE
 SOFFA, JOSEPH SOFFA, and
 ALBERKRACK FAMILY LIMITED
 PARTNERSHIP, on behalf of
 themselves and all others similarly
 situated,

Plaintiff,

vs.

WACHOVIA SECURITIES, L.L.C., a
 North Carolina limited liability
 company; WACHOVIA
 SECURITIES FINANCIAL
 NETWORK, L.L.C., a North Carolina
 limited liability company;
 WACHOVIA CAPITAL MARKETS,
 L.L.C., a North Carolina limited
 liability company; WELLS FARGO
 ADVISORS, L.L.C., a Delaware
 limited liability company; WELLS
 FARGO ADVISORS FINANCIAL

Case Nos. CV 09 5337 SC and
 CV 11 0412 SC

Hon. Samuel Conti

**STIPULATION OF BRIEFING
 SCHEDULE FOR PLAINTIFF'S
 MOTION FOR CLASS
 CERTIFICATION AND
~~[PROPOSED]~~ ORDER THEREON**

STIPULATION ON BRIEFING SCHEDULE AND [PROPOSED] ORDER THEREON

1 NETWORK, L.L.C., a Delaware
2 limited liability company; WELLS
3 FARGO SECURITIES, L.L.C., a
4 Delaware limited liability company;
5 WELLS FARGO & COMPANY, a
6 Delaware corporation; and DOES 1
7 through 10, inclusive,

8 Defendants.

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11 BRENT BALKEMA, as Trustee for
12 the Jesse J. Balkema Rev Trust, on
13 behalf of himself and all others
14 similarly situated,

15 Plaintiff,

16 vs.

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19 WACHOVIA SECURITIES, LLC, a
20 North Carolina limited liability
21 company, WACHOVIA
22 SECURITIES FINANCIAL
23 NETWORK, LLC, a North Carolina
24 limited liability company, WELLS
25 FARGO ADVISORS LLC; a
26 Delaware limited liability company,
27 WELLS FARGO SECURITIES
28 FINANCIAL NETWORK, LLC, a
Delaware limited liability company,

Defendants.

Through this Stipulation, Plaintiffs Theodore Kagan, James Aven, Frances Levy, Elaine Soffa, Joseph Soffa, Alberkrack Family Limited Partnership, Brent Balkema (“Plaintiffs”) and Defendants Wells Fargo Advisors, LLC (sued under its own name and also under the name “Wachovia Securities, LLC”), Wells Fargo Advisors Financial Network, LLC (sued under its own name and also under the name “Wachovia Securities Financial Network, LLC”), Wells Fargo Securities (sued under its own name and also under the name “Wachovia Capital Markets, LLC”) and Wells Fargo & Company (“Defendants”), collectively referred to herein as the “Parties,” through their counsel of record, stipulate to the extension of all deadlines relating to Plaintiffs’ Motion for Class Certification.

WHEREAS, during the last several weeks, the Parties have engaged in extensive good faith settlement discussions and have agreed on the framework in principle for reaching a final settlement agreement. The Parties anticipate that they will complete their negotiations within the next few weeks;

WHEREAS, should the Parties reach an agreement on a final settlement, Plaintiffs’ motion for class certification would be moot and the Parties do not wish to burden the Court with unnecessary filings;

WHEREAS, pursuant to the Parties’ stipulation, on June 21, 2011 this Court reset the hearing for Plaintiffs’ Motion for Class Certification for September 9, 2011 [Doc. No. 63];

NOW, THEREFORE, the Parties jointly request and hereby stipulate that the briefing dates for Plaintiffs’ Motion for Class Certification be continued, calculated based on the new hearing date of September 9, 2011, such that the following new deadlines apply to Plaintiffs’ motion for class certification:

Plaintiffs’ Motion Due	August 5, 2011
Defendants’ Opposition Due	August 19, 2011
Plaintiffs’ Reply Due	August 26, 2011

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD:

DATED: June 22, 2011

KABATECK BROWN KELLNER LLP

By: /s/ Karen Liao

Richard L. Kellner

Karen Liao

*Counsel for Plaintiffs Theodore Kagan, James Aven,
Frances Levy, Elaine Soffa, Joseph Soffa, Alberkrack
Family Limited Partnership and the proposed class*

DATED: June 22, 2011

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By: /s/ Michael D. Blanchard

Michael D. Blanchard (*Pro Hac Vice*)

*Counsel for Defendants Wells Fargo Advisors, Wells
Fargo Advisors Financial Network, LLC, Wells Fargo
Securities and Wells Fargo & Company*

1 Attestation: I hereby attest that I have on file all holograph signatures for any
2 signatures indicated by a “conformed” signature (/s/) within this efiled document.
3

4 DATED: June 22, 2011

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20 By: /s/ Michael D. Blanchard
21 Michael D. Blanchard (*Pro Hac Vice*)
22 Counsel for Defendants Wells Fargo Advisors, Wells
23 Fargo Advisors Financial Network, LLC, Wells Fargo
24 Securities and Wells Fargo & Company
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PURSUANT TO STIPULATION, IT IS SO ORDERED:

Pursuant to the stipulation of the Parties and good cause appearing, the briefing schedule for Plaintiffs' Motion for Class Certification is continued. The deadline for Plaintiffs to file their motion for class certification is August 5, 2011. The deadline for Defendants to file their opposition to Plaintiffs' Motion for Class Certification is August 19, 2011 and the deadline for Plaintiffs to file a reply to the opposition is August 26, 2011.

DATED: 6/23, 2011

